IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION 3:12-CV-803-GCM

| SECURITIES AND EXCHANGE COMMISSION, |) | |
|--|---|-------|
| Plaintiff, |) | ORDER |
| v. |) | OKDEK |
| JOHN W. FEMENIA, et al, |) | |
| Defendant. |) | |
| |) | |

THIS MATTER IS BEFORE THE COURT ON ITS OWN MOTION. A conference on the penalty phase for only Defendants Frank M. Burgess and James A. Hayes will be held on **September 25, 2013 at 11:00 a.m.** in Courtroom #3.

SO ORDERED.

Signed: August 26, 2013

Graham C. Mullen United States District Judge